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PTO/SB/64 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)
28564.003.00

First named inventor: Lothar E.S. BUDIKE, Jr.

Application No: 09/299,124

Art Unit: 3639

Filed: April 26, 1999

Examiner: Thomas A. DIXON

Title: MULTI-UTILITY ENERGY CONTROL SYSTEM WITH A PLURALITY OF INTERFACE
GATEWAYS

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The PTO did not receive the following
listed item(s) a check for 750.00
we received 700.00

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Request for Continued Examination
- (4) Statement that the entire delay was unintentional.

1. Petition fee

☒ Small entity – fee \$ 750.00 (37 CFR 1.17(m)). Applicant claims small entity status.
See 37 CFR 1.27.

☐ Large entity – fee \$ _____ (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in
the form of _____ (identify type of reply):

- ☐ has been filed previously on _____
- ☒ is enclosed herewith.

B. The issue fee of \$ 700.00

☒ has been paid previously on July 3, 2006

☐ is enclosed herewith.

12/01/2006 MBERHE1 00000027 500911 09299124

01 FC:2453

50.00 DA

700.00 OP

3. Terminal disclaimer with disclaimer fee



Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

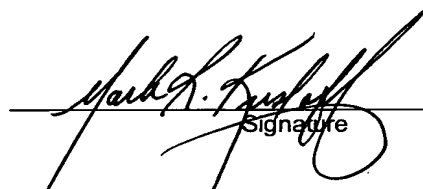


A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity
or \$ _____ for other than a small entity) disclaiming the required period of time
is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

November 29, 2006

Date

Telephone
Number:(202) 496-7500
SignatureMark R. Kresloff, Reg. No. 42,766

Typed or printed name

MCKENNA LONG & ALDRIDGE LLP
1900 K Street, N.W.
Washington, DC 20006

Address

Enclosures:



Fee Payment



Reply



Terminal Disclaimer Form



Additional sheets containing statements establishing unintentional delay

Other: Submission of Replacement Drawings



Docket No.: 28564.003.00-US
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Lothar E.S. BUDIKE, Jr.

Customer No.: 30827

Application No.: 09/299,124

Confirmation No. 2866

Filed: April 26, 1999

Art Unit: 3629

For: MULTI-UTILITY ENERGY CONTROL SYSTEM
WITH A PLURALITY OF INTERFACE
GATEWAYS

Examiner: Thomas A. Dixon

RESPONSE WITH PETITION TO REVIVE

MS ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

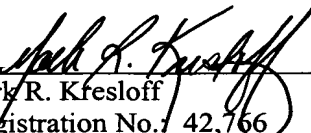
In response to the Notice of Allowability dated June 23, 2006, Applicant hereby submits the Replacement Drawings of Figures 1-28.

The application is in condition for allowance. Notice of same is earnestly solicited. Should the Examiner find the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. § 1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911. A duplicate copy of this sheet is enclosed.

Dated: November 29, 2006

Respectfully submitted,

By 
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